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UNITED STATES DISTRICT COURT

DISTRICT OF OREGON

PORTLAND DIVISION

UNITED STATES OF AMERICA, Case No.: 3:24-cv-1906

Plaintiff,

v.

IN ADMIRALTY

F/V MISS PACIFIC, Coast Guard
documentation number 621170, its boilers,
engines, machinery, masts, spares, bunkers,
boats, anchors, cables, chains, tackle, tools,
pumps and pumping equipment, apparel,
furniture, fittings and equipment, spare parts,
and all other appurtenances, *etc., in rem*;
MISS PACIFIC, LLC, *in personam*; PACIFIC
SEAFOOD GROUP, *in personam*; and
PACIFIC FISHING LLC, *in personam*,

APPLICATION FOR ISSUANCE OF
WARRANT OF MARITIME ARREST
OF DEFENDANT THE F/V MISS PACIFIC

Defendants.

APPLICATION FOR ISSUANCE OF
WARRANT OF MARITIME ARREST
OF DEFENDANT THE F/V MISS PACIFIC 1

Case No.: 3:24-cv-1906

Plaintiff, the United States of America, pursuant to Rule C(3) of the Supplemental Rules for Certain Admiralty and Maritime Claims of the Federal Rules of Civil Procedure, hereby applies for a review by the Court of its Verified Complaint, filed contemporaneously herewith; for a finding based thereon that the conditions for an action *in rem* appear to exist; and for an order directing the Clerk of the Court to issue to the United States Marshal a warrant for the arrest of the defendant vessel the F/V MISS PACIFIC, Vessel ID No. 621170, in the form submitted herewith. Pursuant to Local Admiralty Rule 1025-1, plaintiff further proposes that publication of a notice of arrest and filing of the action, in the form submitted herewith, be published in the Portland Tribune, a newspaper of general circulation in this District.

Supplemental Admiralty Rule C(1)(a) Fed. R. Civ. P. provides that an action *in rem* may be brought to enforce a maritime lien. Under American maritime jurisprudence claims for damage arising from a maritime tort, such as alleged in the United States Complaint filed herewith, give rise to a maritime lien that may be brought *in rem*. *Hunley v. M/V Eastern Grace*, 927 F.2d 493 (9th Cir. 1991); *All Alaskan Seafoods, Inc. v. M/V Sea Producer*, 882 F.2d 425 (9th Cir. 1989). As such, the United States may proceed *in rem* against the F/V MISS PACIFIC.

This application is based upon the Verified Complaint filed herein, the Declaration, pleadings, supporting papers, proposed Order, proposed Warrant and proposed Notice submitted in support hereof, and the complete file of the Court.

Dated: November 14, 2024

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